

BILL NO. 81-98

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COUNTY COUNCIL

OF

HARFORD COUNTY, MARYLAND

BILL NO. 81-98

Introduced by Council President Hardwicke at the request of the
County Executive

Legislative Day No. 81-37 Date December 8, 1981

AN ACT to repeal and re-enact with amendments, Section 24-24, heading, Payment for Capital Indebtedness, of Article I, heading, In General, of Chapter 24, heading, Water and Sewer, of the Harford County Code, as amended; to provide for certain exemptions from acceleration of unpaid area connection charges upon transfer of property.

By the Council, December 8, 1981

Introduced, read first time, ordered posted and public hearing scheduled

on: January 5, 1982

at: 7:00 P.M.

By Order: Angela Markowski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on January 5, 1982 and concluded on January 5, 1982.

Angela Markowski, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW. [Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

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1 Section 1. *Be It Enacted By The County Council Of Harford County,*
2 *Maryland,* that Section 24-24, heading, Payment for Capital
3 Indebtedness, of Article I, heading, In General, of Chapter 24,
4 heading, Water and Sewer, of the Harford County Code, as amended,
5 be, and it is hereby repealed and re-enacted with amendments all
6 to read as follows:

7 Chapter 24. Water and Sewer.

8 Article I. In General.

9 Section 24-24. Payment for Capital Indebtedness.

10 (a) For the purpose of providing funds for the investiga-
11 tions, surveys, designs, construction, establishment, purchase,
12 condemnation or depreciation of water supply, sewerage and
13 drainage systems in the County, and for the purpose of paying
14 any debt of these systems, the Council may:

15 (1) Establish a reserve fund pursuant to Section 523(d)
16 of the Charter.

17 (2) Incur debt as provided for by the Charter.

18 (3) Establish charges based upon connections to the
19 system and other criteria.

20 (4) Levy special assessments on the properties bene-
21 fited by a particular project or portion of the system.

22 (5) Levy assessments on all property benefited by
23 water supply, sewerage or drainage systems in the County.

24 (6) Levy an ad valorem tax on all taxable real property
25 in the County.

26 (7) Establish and levy surcharges.

27 (b) Taxes and past due debts shall be paid in full prior to
28 transfer of the property. Additionally, area connection charges
29 which have been prorated over a period of years pursuant to an
30 agreement between the property owner and the County shall be paid
31 in full, upon transfer of the property prior to payout of the
32 area connection charge [with the exception of all transfers of

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1 property not requiring payment of transfer taxes and recordation
2 taxes as provided by Article 81 of the Annotated Code of Maryland.
3 The person purchasing the lot or property will assume the liability
4 of all existing water, sewer or drainage charges that are not past
5 due, except where the purchaser and seller agree otherwise.

6 (c) NOTWITHSTANDING THE ABOVE, THE FOLLOWING TYPES OF
7 TRANSACTIONS ARE EXEMPT FROM ACCELERATED PAYMENT OF AREA CONNECTION
8 CHARGES:

- 9 (1) DEEDS WITH NO CONSIDERATION
- 10 (2) STRAW DEEDS
- 11 (3) CONFIRMATORY DEEDS
- 12 (4) TRANSFERS BETWEEN SPOUSES OR FORMER SPOUSES
- 13 (5) DEEDS MADE AS A RESULT OF BANKRUPTCY PROCEEDINGS
- 14 (6) TAX SALE DEEDS
- 15 (7) DEEDS MADE BY A PERSONAL REPRESENTATIVE OF AN
16 ESTATE MAKING DISTRIBUTION
- 17 (8) QUIT CLAIM DEEDS TO REMOVE CLOUD ON TITLE

18 Section 2. *And Be It further Enacted*, that this Act shall take
19 effect sixty (60) calendar days from the date it becomes law.

20 EFFECTIVE: April 6, 1982

21
22 *The Secretary of the Council does hereby*
23 *certify that fifteen (15) copies of this Bill*
24 *are immediately available for distribution to*
public and the press.

25 *Angela Marchese*, Secretary
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BY THE COUNCIL

Read the third time, BILL NO. 81-98

Passed LSD 82-4 (February 2, 1982) ~~XXXXXXXXXXXXXXXXXXXX~~~~XXXXXXXXXXXXXXXXXXXX~~

By order

Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 3rd day of February, 1982
at 3:00 o'clock P.M.

Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

Thomas Zarrange
County Executive
Date February 5, 1982

BY THE COUNCIL

This Bill (No. 81-98), approved by the Executive and returned
to the Council, becomes law on February 5, 1982.

Angela Markowski, Secretary

Rec'd & Recorded 4/26 19 82 at 2:00 P. M.
Liber 7 Folio 354 & examined per
H. Douglas Chilcoat, Clerk, Harford Co.

EFFECTIVE DATE: April 6, 1982